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PAGE 03

## PART B - FEE(S) TRANSMITTAL

FEB 17 2005

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUING FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
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INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address, and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

7590

10/08/2004

Dorsey L. Baker  
4603 Eleventh Street  
Lubbock, TX 79416

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUING FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

DORSEY L. BAKER	(Depositor's name)
<i>Dorsey L. Baker</i>	(Signature)
Dec. 23, 2004	(Date)

02/18/2005 AWONDAF2 00000043 09849831

01 FC:2501

700.00 DP

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/849,831	05/04/2001	Billy R. Masten		2256

TITLE OF INVENTION: DIGITAL SPECTRAL IDENTIFIER-CONTROLLER AND RELATED METHODS

APPL. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$4370.00	\$300	\$4670.00	01/10/2005
EXAMINER		ART UNIT	CLASS-SUBCLASS		
EVANS, FANNIB L		2877	356-328000		

## 1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.  
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

## 2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,  
(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 DORSEY L. BAKER

2

3

## 3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

## (A) NAME OF ASSIGNEE

MASTEN OPTO-DIAGNOSTICS CO.

## (B) RESIDENCE: (CITY and STATE OR COUNTRY)

4603 ELEVENTH STREET  
LUBBOCK, TEXAS 79416

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

## 4a. The following fee(s) are enclosed:

- ☒ Issue Fee  
☒ Publication Fee (No small entity discount permitted)  
☒ Advance Order - # of Copies 15

## 4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.  
☐ Payment by credit card. Form PTO-2038 is attached.  
☐ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number (enclose an extra copy of this form).

## 5. Change in Entity Status (from status indicated above)

☒ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

*Dorsey L. Baker*

Date

DEC 23, 2004

Typed or printed name

DORSEY L. BAKER

Registration No.

248000

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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PAGE 3/3 \* RCVD AT 2/17/2005 3:48:39 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-2/0 \* DNS:7464000 \* CSID:8067411051 \* DURATION (mm-ss):01-22 OF COMMERCE

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Adjustment date: 02/18/2005 AWONDAF2  
12728/2004 AADDF02 00000047 09849831  
03 FC:1506 -640.00 DP



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231

Application of: Billy R. Masten

Serial Number: 09/849,831

Filed: 05/04/01

For: Digital Spectral Identifier-  
Controller and Related  
Methods§  
§  
§  
§  
§  
§  
§  
§  
§ISSUE FEE  
Publication  
Art Unit 2877

Examiner: Evans, F.

Payment of Balance of Issue Fee  
via fax to 703 746-4000

Honorable Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

In response to a telephone inquiry of Feb. 17, 2005, Mr. George Poindexter of the Issue Branch courteously communicated that the prior payment of \$985.00 was insufficient payment of the "Issue Fee" and the "Publication Fee" in the above case and that an additional \$60.00 was required in light of the December increases in fees. The prior check for \$985.00 was cashed, the funds retained by the PTO and the application remains pending for issue.

In response to Mr. Poindexter's communication, applicant's attorney is faxing herewith a credit card payment form together with a revised PTOL 85 reflecting the payment of an additional \$60.00 which applicant's attorney understands to be proper and correct payment to the issue, publication and request for copies.

Respectfully submitted,

*Dorsey L. Baker*  
Dorsey L. Baker  
Attorney for Applicant  
806 792-5868  
Reg. No. 24,888

Feb. 17, 2005